

PATENT  
Serial No. 09/819,441

Amendment in Reply to Office Action of October 17, 2005

IN THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A method for selecting ~~an item~~ a media content for a user, comprising the acts of:

providing a first ~~item~~ media content to said user;

analyzing at least one of audio and video information focused on said user to identify predefined negative behavior suggesting that said user does not like said first ~~item~~ media content; and

selecting an alternate ~~item~~ media content without manual intervention of said user if said predefined negative behavior is detected,

~~wherein the alternate item is selected based on previously stored viewing preferences of the user.~~

Claims 2-3 (Canceled)

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4. (Original) The method of claim 1, wherein said predefined negative behavior includes auditory commands.

5. (Original) The method of claim 1, wherein said predefined negative behavior includes gestural commands.

6. (Original) The method of claim 1, wherein said predefined negative behavior includes deriving user preferences from a facial expression of said user.

7. (Currently Amended) The method of claim 1, wherein said selecting ~~step~~ act is performed by a program content recommender.

8. (Currently Amended) A method for selecting ~~an item~~ a media content for a user, comprising the ~~steps~~ acts of:

providing a first ~~item~~ media content to said user;

monitoring said user using at least one of an audio and a video device focused on said user to determine whether said user likes said first ~~item~~ media content; and

selecting an alternate ~~item~~ media content without manual

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intervention of said user if said user demonstrates behavior  
suggesting that said user does not like said ~~first-item~~ media  
content,

~~wherein the alternate item is selected based on previously~~  
~~stored viewing preferences of the user.~~

9. (Currently Amended) The method of claim 8, further  
comprising the ~~step-act~~ of defining a plurality of predefined  
negative behavior suggesting that said user does not like said  
~~first-item~~ media content.

Claims 10-11 (Canceled)

12. (Original) The method of claim 8, wherein said predefined  
negative behavior includes auditory commands.

13. (Original) The method of claim 8, wherein said predefined  
negative behavior includes gestural commands.

14. (Original) The method of claim 8, wherein said predefined

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negative behavior includes deriving user preferences from a facial expression of said user.

15. (Currently Amended) The method of claim 8, wherein said selecting ~~step~~ act is performed by a program content recommender.

16. (Currently Amended) A system for selecting ~~an item~~ a media content for a user, comprising:

a memory for storing computer readable code and said user profile; and

a processor operatively coupled to said memory, said processor configured to:

provide a first ~~item~~ media content to said user;

analyze at least one of audio and video information focused on said user to identify predefined negative behavior suggesting that said user does not like said first ~~item~~ media content; and

select an alternate ~~item~~ media content without manual intervention of said user if said predefined negative behavior is detected,

~~wherein the alternate item is selected based on previously~~

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~~stored viewing preferences of the user.~~

17. (Currently Amended) A system for selecting ~~an item~~ a media content for a user, comprising:

an audio and a video device focused on a user;

a memory for storing computer readable code and said viewer profile; and

a processor operatively coupled to said memory, said processor configured to:

provide a first ~~item~~ media content to said user;

monitor said user using at least one of an audio and video device focused on said user to determine whether said user likes said first ~~item~~ media content; and

select an alternate ~~item~~ media content without manual intervention of said user if said user demonstrates behavior suggesting that said user does not like said first ~~item~~, media content

~~wherein the alternate item is selected based on previously stored viewing preferences of the user.~~

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18. (Currently Amended) The system of claim 17, wherein said processor is further configured to define a plurality of predefined negative behavior suggesting that said user does not like said first-item media content.

19. (Currently Amended) An article of manufacture for selecting ~~an item~~ a media content for a user, comprising:  
a computer readable medium having computer readable code means embodied thereon,

said computer readable program code means comprising:

an act step to provide a first ~~item~~ media content to said user;

an act step to analyze at least one of audio and video information focused on said user to identify predefined negative behavior suggesting that said user does not like said ~~first-item~~ media content; and

an act step to select an alternate ~~item~~ media content without manual intervention of said user if said predefined negative behavior is detected,

~~wherein the alternate item is selected based on previously~~

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~~stored viewing preferences of the user.~~

20. (Currently Amended) An article of manufacture for  
selecting ~~an item~~ a media content for a user, comprising:

a computer readable medium having computer readable code means  
embodied thereon,

said computer readable program code means comprising:

an act ~~step~~ to provide a first ~~item~~ media content to said  
user;

an act ~~step~~ to monitor said user using at least one of audio  
or video information generated by an audio or video device to  
determine whether said user likes said first ~~item~~ media content;  
and

an act ~~step~~ to select an alternate ~~item~~ media content without  
manual intervention of said user if said user demonstrates behavior  
suggesting that said user does not like said first ~~item~~ media  
content;

~~wherein the alternate item is selected based on previously  
stored viewing preferences of the user.~~

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21. (New) The method of claim 1, wherein said alternate media content is selected based on viewing preferences of said user.

22. (New) The system of claim 16, wherein said alternate media content is selected based on viewing preferences of said user.

23. (New) The system of claim 16, wherein said processor is further configured to tune to a different channel of said system to provide said alternate media content.

24. (New) The system of claim 16, wherein said media content has a highest recommendation score, and said alternate media content has a next highest recommendation score.